GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S- Revenue Department - Sri K. Vinayakam, the then Tahsildar, Badvel, now Revenue Divisional officer, Jammalamadugu, Kadapa, District - Departmental action under Rule 20 of APCS(CC&A) Rules, 1991- Article of charges issued–WSD submitted- Regular Enquiry Conducted - Inquiry report submitted–Imposition of Penalty of two annual grade increments without cumulative effect - Orders issued.

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REVENUE (VIG.I.2) DEPARTMENT

G.O.Rt.No.710 **Dated.01.07.2016**

Read the following:

1.The District Collector, Kadapa Ref. No. A1/684/2012, Dt. 27-2-2012
2.Written statement of defense submitted by Sri K. Vinayakam, the then Tahsildar, Dt:10-3-2012
3.G.O. Rt. No. 42 Rev.(Vig.I.2) Dept.Dt. 23-1-2015
4. Inquiry report of I.A. & JC, Kadapa Dt.28-10-2015
5. Govt. Memo No. 31964/Vig.I.2/2014-7, Dt.23-12-2015
6. Representation submitted by Sri K. Vinayakam, the then Tahsildar, Dt.03-3-2016

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O R D E R:

In the reference 1st read above, the District Collector, Kadapa, has framed five articles of charges against Sri K. Vinayakam, the then Tahsildar, Badvel, now Revenue Divisional Officer, Jammalamadugu, Kadapa District, for certain irregularities committed in granting of house sites to the ineligible beneficiaries, while he was working as Tahsildar, Badvel. In the reference 2nd read above, the charged officer has submitted his written statement of defence and denied the charges.

2. Where as after examining the written statement of defence (WSD), Government have observed that the WSD submitted by the charged officer is not convincing. Therefore, the Joint Collector, YSR District, was appointed as Inquiring Authority to conduct inquiry into the charges framed against Sri K.Vinayakam, the then Tahsildar, Badvel, now Revenue Divisional Officer, Jammalamadugu vide reference 3rd read above. In the reference 4th read above, the Inquiring Authority has submitted his inquiry report, and held that Charges-I&II are proved and Charges- III, IV & V are partly proved against the Charged officer.

3. In the reference 4th read above, the findings of the Inquiring Authority were communicated to the charged officer, with a direction to offer his further representation if any, as per Rule 21 of A.P.C.S.(C.C.&A) Rules, 1991. In the reference 5th read above, Sri K.Vinayakam, formerly Tahsildar, Badvel has submitted his explanation, among others, he has stated that the District Collector accorded permission to utilize the land in Sy.No.1778 admeasuring 4.60 acres, for issue of house site pattas to **111** eligible beneficiaries for grant of house site pattas **"subject to the condition that the beneficiaries are houseless poor and should not have been granted any house site anywhere else either on free of cost or on payment of market value and also instructing to verify once again the eligibility of beneficiaries and grant house sites to the eligible beneficiaries"**. As per BSO.No.21 the Tahsiladar is vested with the power to grant house site pattas to the eligible persons based on the enquiry reports of the Village Revenue Officer and the Mandal Revenue Inspector. The applications were got enquired by the VRO and MRI and they recommended for grant of house site pattas. While sending proposals to the District Collector along with 111 beneficiaries, the Survey number was mistakenly mentioned as 1778 instead of 1797, due to typographical error. He has also stated that after issue of house site pattas to the beneficiaries, he was transferred as Tahsildar, Pullampet, in view of the bye-election to Kadapa Parliament constituency. Hence, he could not obtain ratification order from the District Collector in respect of the above typographical error. Further, he has stated that the primary responsible officers for verification of eligibility, genuineness and residential proofs of the applicants of house site pattas are the VRO and MRI. In all the cases mentioned in the charges, the VRO

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and MRI have submitted their enquiry reports, duly recommending for grant of house site pattas. Without following the procedure of examining the officers directly connected with the allegations mentioned in the charges, the Inquiry Officer & Joint Collector has arrived at the conclusions holding some of the charges as proved and some as partly-proved. He has requested that taking into consideration of all the facts mentioned above and there is no willful or intentional violation of any rules or procedures in the above case, justice may be rendered to him by dropping all the charges framed against him.

4. Government, after careful examination of the matter observed that the presumption of the delinquent officer that the Collector has accorded permission for the entire land for grant of house sites and it was not necessary to take approval of the list of beneficiaries is not correct. The delinquent officer failed to take the approval of the District Collector for 25 eligible beneficiaries in the 2nd list and also for 36 eligible beneficiaries, which is highly irregular. The delinquent officer initially took approval from the District Collector for grant of house site patta @ 0.03 cents for 111 beneficiaries and later he has revised the layout @ 0.02 cents, as such number of plots increased from 128 to 168, for which he failed to take approval of the District Collector, which is not tenable. The delinquent officer has stated that during the enquiry, it is found that the said (5) beneficiaries had already laid foundation in Sy.No.1797 of Chenampalli village which is an existing colony by name "Vidyanagar". But due to typographical mistake the survey number typed as Sy.No.1778 instead of Sy.No.1797. The version of the delinquent officer is not convincing. Though it is a typographical mistake the delinquent officer should have taken permission / ratification from the District Collector, duly explaining the reasons. But, the delinquent officer failed to do so and acted at his own, which is not correct on the part of the delinquent officer. Therefore, Government have decided to impose a penalty of two increments without cumulative effect against Sri K. Vinayakam, the then Tahsildar, Badvel, now Revenue Divisional officer, Jammalamadugu.

5. Accordingly, Government hereby order to impose a penalty of two increments without cumulative effect against Sri K. Vinayakam, the then Tahsildar, Badvel, now Revenue Divisional officer, Jammalamadugu for charges held proved against him.

6. The Chief Commissioner of Land Administration, AP, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K. Vinayakam, the then Tahsildar, Badvel, now Revenue Divisional Officer,
Jammalamadugu,YSR Kadapa District.(**Through the** Special Chief Secretary & Chef Commissioner of Land Administration, A.P., Hyderabad)

Copy to:
The Special Chief Secretary & Chef Commissioner of Land Administration,
A.P., Hyderabad
The District Collector, YSR Kadapa.
SF/SC

// FORWARDED BY ORDER//

SECTION OFFICER